



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590
DEC 02 2014

REPLY TO THE ATTENTION OF:
LC-8J

CERTIFIED MAIL 7009 1680 0000 7674 195
RETURN RECEIPT REQUESTED

Mr. Wayne Lorek
Vice President, Operations
Thetford Corporation
P.O. Box 1285
Ann Arbor, Michigan 48106

Re: Notice of Intent to File Administrative Complaint against Thetford Corporation

Dear Mr. Lorek:

The U.S. Environmental Protection Agency, Region 5, plans to file an Administrative Complaint for civil penalties against Thetford Corporation (you). We will allege that you committed an unlawful act under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), Section 12(a)(2)(L) of FIFRA, 7 U.S.C. § 136j(a)(2)(L), by producing a pesticide at an unregistered pesticide producing establishment in calendar year 2013. Based on information currently available to us, we plan to propose a penalty of \$5,720.

FIFRA governs the regulation of pesticides in the United States. Under FIFRA, all pesticides must be registered by EPA before they may be sold or distributed in commerce. As part of the registration, labeling and formulation of the pesticide is reviewed. All establishments where pesticides are produced must be registered with the EPA and file annual reports of pesticide production.

This letter is not a demand to pay a penalty. We will not ask you to pay a penalty until we file the Complaint or a Final Order. Before filing the Complaint, we are giving you the opportunity to present any information that you believe we should consider. Relevant information might include evidence that you did not violate the law; evidence that you relied on compliance assistance from EPA or a state agency; evidence that we identified the wrong party; or financial data bearing on your ability to pay a penalty.

If you believe that you will be unable to pay a \$5,720 penalty because of financial reasons, please send us certified, complete financial statements including balance sheets, income statements and all notes to the financial statements, and your company's signed income tax returns with all schedules and amendments, for the past three years.

You may assert a claim of business confidentiality under 40 C.F.R. Part 2, Subpart B, for any portion of the information you submit to us. Information subject to a business confidentiality claim is available to the public only to the extent allowed by 40 C.F.R. Part 2, Subpart B. If you fail to assert a business confidentiality claim, EPA may make all submitted information available, without further notice, to any member of the public who requests it.

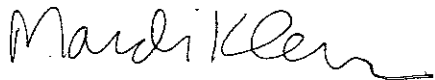
We may use any information you submit in support of an administrative, civil, or criminal action.

Within fifteen calendar days after you receive this letter, please send your response to:

Eaton Weiler (C-14J)
Office of Regional Counsel
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

If you have any questions, please telephone Mr. Weiler at (312) 886-6041 or e-mail him at weiler.eaton@epa.gov. Thank you for your prompt attention to this matter.

Sincerely,



Mardi Klevs
Chief
Chemicals Management Branch
Land and Chemicals Division

cc: Terence Bonace, LC-8J